

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF ILLINOIS

PLAINTIFF

ALLIANZ GLOBAL RISKS U.S.
INSURANCE COMPANY, as subrogee
of Buffets Holdings, Inc.

Alias THIRD PARTY SUMMONS IN A
CIVIL ACTION

V. DEFENDANT AND THIRD PARTY PLAINTIFF

NOVAK CONSTRUCTION COMPANY,
an Illinois corporation,

CASE NUMBER: 07 C 7149

ASSIGNED JUDGE: Samuel Der-Yeghiayan

V. THIRD PARTY DEFENDANT

RESTAURANT SPECIALTIES, INC.,
KIEFFER & CO., INC. and
AERO ELECTRIC & COMMUNICATIONS,

DESIGNATED
MAGISTRATE JUDGE:

TO: Name and address of Third Party Defendant

Kieffer & Co., Inc
585 Bond Street
Lincolnshire, IL 60069
Registered Agent: Matthew Male

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this court and serve upon

PLAINTIFF'S ATTORNEY (name and address)
Matthew S. Ponzi/Megan E. Ritenour
Foran Glennon Palandech & Ponzi, PC
150 S. Wacker Drive-#100
Chicago, IL 60606

DEFENDANT AND THIRD-PARTY PLAINTIFF'S ATTORNEY
(name and address)

Timothy R. Couture
Johnson & Bell, Ltd.
33 West Monroe Street - #2700
Chicago, IL 60603

Christina L. Pawlowski
Denenberg Tuffley, PLLC
21 East Long Lake Road - Suite 200
Bloomfield Hills, MI 48304

an answer to the third-party complaint which is herewith served upon you within 20 days after the service of this summons upon you exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the third-party complaint. There is also served upon you herewith a copy of the complaint of the plaintiff. You have the option of answering or not answering the plaintiff's complaint, *unless* (1) this is a case within Rule 9(h) Federal Rules of Civil Procedure, and (2) the third-party plaintiff is demanding judgment against you in favor of the original plaintiff under the circumstances described in Rule 14(c) Federal Rules of Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of plaintiff as well as to the claim of the third-party plaintiff.

MICHAEL W. DOBBINS, CLERK

NADINE FINLEY

(By) DEPUTY CLERK

MAY 22 2008

DATE

CERTIFICATE OF SERVICE

The undersigned, Timothy R. Couture, hereby certifies that he caused the Affidavit of Special Process Server to Kieffer & Co. to be electronically filed with the CMT System for the United States District Court for the Northern District of Illinois and service was accomplished pursuant to the ECF for Filing Users on this 2nd day of June, 2008.

/s/Timothy R. Couture

AFFIDAVIT OF SPECIAL PROCESS SERVER

Allianz Global vs. Novak Construction 07C7149
 Plaintiff/Petitioner Defendant/Respondent Case No. #

Being duly sworn on my oath, I Anthony DiToro
 declare that I am a citizen of the United States, over the age of eighteen and not a party to this action.

SERVICE

served

Kieffer & Co.

NAME OF PERSON/ENTITY BEING SERVED

DOCUMENTSThird Party Complaint & Summons

by serving (NAME) _____

at ☐ Home _____☐ Business _____☐ on (DATE) _____

at (TIME) _____

Thereafter copies of the documents were mailed by prepaid first class mail on (DATE) _____

from (CITY) _____

(STATE) _____

MANNER OF SERVICE☐ By Personal Service.☐ By leaving, during office hours, copies at the office of the person/entity being served, leaving same with the person apparently in charge thereof, namely _____☐ By leaving copies at the usual place of abode of the person being served, with a member of the family of suitable age and explaining the general nature of the papers, namely _____☐ By posting copies in a conspicuous manner to the address of the person/entity being served.**NON-SERVICE**

After due search, careful inquiry and diligent attempts at the address(es) listed above, I have been unable to effect process upon the person/entity being served because of the following reason(s): ADDRESS OF
555 Bond St. Lincolnshire, IL is no good

SERVICE ATTEMPTSService was attempted on: () 5-19-08 () _____

DATE TIME

DATE TIME

() _____

DATE TIME

() _____

DATE TIME

() _____

DATE TIME

PHYSICAL DESCRIPTION☐ Male

RACE

AGE

HEIGHT

WEIGHT

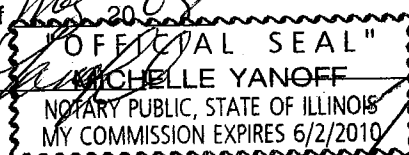
HAIR

☐ Female

State of Illinois County of Cook

Subscribed and sworn to before me
 Notary public, this 22 day of May, 2008

NOTARY PUBLIC



SERVED BY